

(1) Number of pages 20
(2) Date of repair 6-11-82
(3) Initials of the Referee low

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

P W DEPARTMENT

G.O. No.	1540 - W	Press.
B.P. No.		Mis.
Dated	6-6-1879	197

1
mm

Not to be folded or roughly handled

1500

GOVERNMENT OF MADRAS
PUBLIC WORKS DEPARTMENT

6th June 1879, No 1,540 W

General
Account

Read the following paper —

No 20 From F. N. THOROWGOOD, Esq. M.I.C.E., Superintendent, Madras Harbour Works, to the Secretary to Government, Public Works Department, Buildings and Roads, dated Madras, 28th May 1879, No. 12 W.

I HAVE the honor to ask for the orders of Government on the following question.

2 It has hitherto been the custom for the Municipality of Madras to send in bills for ground-rent of any little shed or hut which I may have occasion to cause to be built on the beach. In carrying out these works many such sheds are absolutely necessary for the proper conduct of operations.

3 I have lately received bills for sheds built on land that owes its existence to the Harbour Works, and have naturally hesitated before passing the bills for payment.

4 I learn from the President of the Municipal Commission that the strand has been taken from the Commissioners by a recent Act, and I therefore think that sheds erected for purposes of constructing a Harbour may fairly be exempt from any tax to the Municipal Commissioners.

5 It will be seen that in Part IV of the Act of 1878, Clause 113, "all works connected with the Harbour of Madras" are exempt from tax, and I have drawn Mr Burrows' attention to this.

Copy of letter from the Superintendent, Harbour Works, to the President Madras Municipal Commission, No. 123 dated 13th May 1879.
Copy of reply from President, Municipal Commission, No. 1,058, dated 16th May 1879.

6 In order to make the matter in question more clear, I append copies of the correspondence between the President and myself on the subject, and shall in the meantime withhold payment of the bills referred to.

From F. N. THOROWGOOD, Esq. M.I.C.E., Superintendent, Madras Harbour Works, to the President, Municipal Commission, dated Madras, 13th May 1879, No. 123 M.

I HAVE the honor to state that I have before me five bills signed by Mr G. H. Smith, your Sanitary Inspector for ground rented by these works during January 1879. Also five bills for ground rented in February 1879.

2 As the ground on which some of the sheds referred to in the bills has been returned in constructing these works, I shall feel obliged by your sending me an extract from G.O., No. 421 of 1st March 1879 to which reference is made on the bills, as I do not at present see why the land does not belong to the Harbour Works at any rate during construction.

From L. R. BURROWS, Esq., President, Municipal Commission Madras, to the Superintendent Madras Harbour Works, dated Madras, 16th May 1879, No. 1,058.

Yours of the 13th inst., No. 123 W.

The copy of the Government Order (to be returned) referred to is annexed for your information.

2 The ground reclaimed in constructing the Harbour Works forms, I presume, part of the strand, and as such was under Act IX of 1867 vested in the Commissioners. Had that Act continued in force the Commissioners would certainly have claimed the usual strand rent, but under the new Municipal Act V of 1878, the strand has been taken away from the Commissioners, but Government have in the above order empowered the Municipality to go on collecting the rents until they have made some final arrangements for taking the strand over. I presume the Government would be disposed to exempt the Harbour Works from strand rents if an application were made, and in that case the bills referred to in your letter need not be paid, but I shall thank you either to pay the bills or refer the matter for the orders of Government.

No 21. ORDER THREON, 6th June 1879, No 1,540 W.

THE demand for rent for Government land occupied for Government works is unauthorised and does not need to be met

2 The President, Municipal Commission, will be informed accordingly

(True Extract)

Major, R E,
Ag. Under Secy. to Govt, P.W.D.

To the Superintendent, Madras Harbour Works
" Financial Department

For E C Shunkel.
Spare Copies

1540
2

No. 12 W

From

The SUPERINTENDENT,
MADRAS HARBOUR WORKS,

To

Colonel R. M. Stanley, R. E.
Secretary to Government,
Public Works Department,
Buildings and Works
MADRAS, 22nd May 1879

Sir,

I have the honor to ask for the
orders of Government on the following
question. -

2. It has been the custom for
the Municipality of Madras to send in
bills for ground rent of any little shed
or hut which I may have occasion
to cause to be built on the beach. - In
carrying out these works many such
sheds are absolutely necessary for the
proper conduct of operations. -

3. I have lately received bills for sheds
built on land that owes its existence
to the Harbour Works, and have naturally
hesitated before passing the bills for
payment.

4. I learn from the President of the
Municipal Commission that the
strand has been taken from the
Commissioners by a recent Act and
I therefore think that sheds erected
for purposes of constructing a Harbour
may

may fairly be exempt from any tax
to the Municipal Commissioners.

5. It will be seen that in Part IV
of the Act of 1878. Clause 119 "all
works connected with the Harbour
of Madras" are exempt from tax,
and I have drawn Mr. Burrows
attention to this.

6. In order to make the matter in
question more clear I append copies
of the correspondence between the
President and myself on the subject
and shall in the meantime withhold
payment of the bills referred to.

I have the honour to be,

Sir,

Your most Obedt Servant

A. Burrows Esq. M.B.E.

Superintendent

M.S. Works

1540

4

Act of 1878

Buildings and Roads

No of 6 June 1879 at 1500 Rs

From

The Superintendent
Madras Harbour Works

14/12 W

Dated 28th May 1879.

Enclosure one

Ground rent

Inquires whether - should
be paid to the Municipality
for sheds erected on the land.

No 123 M.

Madras Harbour Works

13 May 1879

To

The President

Municipal Commission

Sir

I have the honor to state that I have
before me five bills signed by Mr. G. H.
Smith your Surveyor & Inspectors for ground
rented by these works during January 1879.
Also five bills five bills for ground rented
in February 1879.

As the ground on which some of
the sheds referred to in the bills has been
reclaimed in constructing these works
I shall feel obliged by your sending me
an extract from G. O. 421 of March
1879 to which reference is made on the
bills, as I do not at present know by
what land does it belong to the Harbour
Works at any rate during construction.

I have &c.

(sd) F. A. Thorneycroft

Superintendent

Cir 2.6.79 Dated 4.5.79
No. 80-5

N. No 1030

Madras Municipality
Public Works & General Agency Office
Madras 16th May 79

From

L. R. Burrows Esq
President Municipal
Commission

To

The Supdt: M: & Works

Sir,

Yours of the 13th inst ant No 12312

The Copy of the G. O. referred to is *to be returned*
annexed for your information

The ground reclaimed in
constructing the Harbour Works, forms
I presume part of the Strand and as
such was under Act IX of 1867 vested
in the Commissioners. Had that Act
continued in force the Commissioners
would certainly have claimed the
usual Strand rent, but under the
new Municipal Act-V of 1878 the
Strand has been taken away from

the

the Commissioners but Government have
in the above Order empowered the
Municipality to go on collecting the
rents until they have made some
final arrangements for taking the
Strand over. I presume the Government
would be disposed to exempt the Harb-
our Works from Strand rents if an appli-
cation were made and in that case the
bills referred to in your letter need not be
paid, But I shall think you either
to pay the bills or refer the matter for
the Orders of Government

I have &c

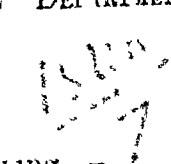
(f d) L. R. Burrows

President Municipal Comm^{rs}

(True Copies)

A. H. H. H. H. H.

Supdt: M: & Works-


 READ the following —

From the Supt. M. H. Works No 12 W
 of 28th May 1879.

FOR ORDERS

Recd of 6 June 1879 No 18407r

The Superintendent
 Harbour Works brings to
 notice that the Municipa-
 lity of Madras are in
 the habit of sending in
 bills for payment of
 ground rent on account
 of sheds constructed by
 him on the beach, ...
 which are necessary for
 the proper conduct of
 operations. By sections

119 of the Municipal
Act of 1878 and
all works connected with
the Harbour are exempted
from taxation; but
what is now claimed
appears to be rent, and
not taxation; it is
doubtful how far the
exemption above quoted
applies to the case, but
as the land for which rent
is claimed has itself
been created by the ex-
ecution of the Harbour Works
the claim for rent ap-
pears untenable, and

it is evident from the
conclusion of Mr. Burrows'
letter that the Munici-
pality would not scri-
ously contest this view.

W. B. Lowry, Esq. R. S.
Secretary to Govt.

W. B.
29.1

2 June 1877

FOR ORDERS

PROCEEDINGS OF THE MADRAS GOVERNMENT

Under date the

Read the following.—

To me

The Supt. M. H. Marks (H. G. - 12 12 18 1877)

His Grace the Governor in Council is of opinion

that the buildings in question should be ex-
cepted from payment
of rent or taxation

for Municipal purposes.
The Council is of opinion -
according to the

Supt. M. H. Marks
Supt. M. H. Marks
Supt. M. H. Marks

2/1/79

Recd.

6-10-1877

2/1/79

CH 2130
PUBLIC WORKS.

9/17/79

00, 6 June 1870 W

H.E. 21-21

Demanded for rent for sub
lands occupied for sub
works. The Resident
Madras Municipality
informed that the ...
unauthorized and does
not to be met.